

<b>Notice of Allowability</b>	Application No.	Applicant(s)	
	09/872,899	EDEN, SCOTT A.	
	Examiner	Art Unit	
	Phi D A	3637	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to telephone interview 4/1/05.
2. ☒ The allowed claim(s) is/are 1-4, 6, 40 and 43-52.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☒ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                                |
| 2. <input checked="" type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                     | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>4/1/05</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment  |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                       |
|   | 9. <input type="checkbox"/> Other _____.   |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Charles Meroni on 4/1/05.

The application has been amended as follows:

Replace the title of the invention with --- Columnar Jack Concealing Device ---

In the abstract lines 6-9, delete [ A further embodiment...an adjustable shield member, and an adjustable clamp member. ]

Replace claim 1 with the following, ----- Claim 1. In combination, a columnar jack concealing structure, the columnar jack concealing structure comprising:

an adjustable, foldable strap;

an adjustable columnar jack;

a stiff skirt circumferentially adjustable relative to the columnar support, the stiff skirt aesthetically concealing the adjustable columnar jack;

a mechanically adjustable clamp, the clamp having an inner and outer surface;

a columnar support, the adjustable columnar jack supporting and securing the columnar support, the adjustable, foldable strap surrounding and engaging a strap portion of the columnar support, the strap portion being adjacent the adjustable columnar jack, the stiff skirt engaging a

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skirt portion of an outer surface of the adjustable, foldable strap, the mechanically adjustable clamp engaging a clamp portion of the an outer surface of the stiff skirt, the skirt portion and the clamp portion being sandwiched intermediate the strap portion and the mechanically adjustable clamp, the mechanically adjustable clamp clamping the adjustable stiff skirt to the adjustable, foldable strap and the adjustable, foldable strap to the columnar support, the outer surface of the foldable strap having a fold portion, the fold portion of the adjustable, foldable strap being folded over the outer surface of the mechanically adjustable clamp and the clamp portion thereby aesthetically and protectively concealing the mechanically adjustable clamp, the clamp portion, and the strap portion. -----

Cancel claims 32-39.

Claim 40 between lines 2 and 3, insert --- a columnar support having a strap engaging portion; ---

Line 3, after "strap member", insert ---having an inner and outer surface ---

Line 4, after "clamp", insert --- having an inner and outer surface ----

Line 6, after "adjustable sleeve", insert having an inner and outer surface ---

Line 7, after " material, ", insert ---- the adjustable strap member comprising a skirt portion and a fold portion, the skirt portion engaging a strap portion of the columnar support, the adjustable sleeve engaging the skirt portion on the outer surface of the strap member, the adjustable clamp engaging a clamp portion on the outer surface of the adjustable sleeve, the skirt portion and the clamp portion being sandwiched intermediate the strap engaging portion and the adjustable clamp, ----

Line 7, replace [ the adjustable strap member ] with ---- the fold portion ---

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Line 8, replace [ itself and over ], with --- and concealing the outer surface of ---

Line 8, after “ adjustable clamp “, insert --- and the clamp portion ---

Line 9, after “ for the adjustable clamp, “ insert ---- the clamp portion and the strap portion, the adjustable clamp clamping the adjustable sleeve to the adjustable strap member and the adjustable strap member to the columnar support ----

Lines 9-10, delete [ the adjustable clamp coupling the adjustable strap member with the adjustable sleeve ]

Cancel claims 41-42

Claim 43 line 3, replace [ upwards, ] with --- upwards or ---

Line 4, delete [ or at an angle ]

Claim 44 line 3, after “strap member”, insert --- having an inner and outer surface ----

Line 4, after “ adjustable clamp “, insert --- having an inner and outer surface ---

Line 6, after “ adjustable sleeve”, insert --- having an inner and outer surface ----

Line 8, after “support end”, insert --- having a strap engaging portion ---

Lines 10-11, replace [ the adjustable strap member being folded over upon itself and over ] with ----- the adjustable strap member comprising a skirt portion and a fold portion, the skirt portion engaging the select support end at the strap engaging portion, the adjustable sleeve engaging the skirt portion on the outer surface of the adjustable strap, the adjustable clamp engaging a clamp portion on the outer surface of the adjustable sleeve, the skirt portion and the clamp portion being sandwiched intermediate the strap engaging portion and the adjustable clamp, the fold portion being folded over upon and concealing the outer surface of---

Line 11, after “ the adjustable clamp”, insert --- and the clamp portion ---

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Lines 12-13, replace [ the adjustable clamp coupling the adjustable strap member with the adjustable sleeve ] with --- the clamp portion and the strap portion, the adjustable clamp clamping the adjustable sleeve to the adjustable strap member and the adjustable strap member to the columnar support-----

Claim 45 lines 3-4, replace [ , downwards, or at an angle ] with --- or downwards ---

Claim 49 line 1, delete [ for ]

Line 5 from bottom, replace [ adjacent the fold edge engaging the outer clamp surface ] with ---- of the strap member engaging the outer clamp surface when folded ---

Cancel claims 53-57.

***Allowable Subject Matter***

2. Claims 1-4, 6, 40, 43-52 are allowed.
3. The following is an examiner's statement of reasons for allowance: prior art does not show adjustable strap member being folded over upon the mechanically adjustable clamp and the clamp portion and providing a visually aesthetic cover for the adjustable clamp, the clamp portion and the strap portion in combination with other claimed limitations; prior art also does not show the adjustable strap member being folded at the fold region, the fold region engaging the strap engaging edge, the outer strap surface of the strap member engaging the outer clamp surface when folded in combination with other claimed limitations.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

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fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The prior art shows different covering device.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phi D A whose telephone number is 703-306-9136, or 571-272-6864 only after April 07, 2005. The examiner can normally be reached on Monday-Tuesday, Thursday and Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on 703-308-2486, or 571-272-6867 after 3/29/05. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Phi Dieu Tran A

4/1/05